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Hearing Date: November 4, 2010  
Hearing Time: 10:00 a.m.  
Objection Deadline: October 28, 2010

*Attorneys for Irving H. Picard, Esq., Trustee  
for the Substantively Consolidated SIPA  
Liquidation of Bernard L. Madoff Investment  
Securities LLC And Bernard L. Madoff*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK  
SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

Adv. Pro. No. 08-01789 (BRL)

SIPA Liquidation

(Substantively Consolidated)

**NOTICE OF TRUSTEE'S MOTION FOR ENTRY OF AN ORDER (I) APPROVING  
LITIGATION CASE MANAGEMENT PROCEDURES FOR AVOIDANCE  
ACTIONS AND (II) AMENDING GLOBAL PROTECTIVE ORDER**

**PLEASE TAKE NOTICE** that, pursuant to section 105(a) of the United States

Bankruptcy Code and 11 U.S.C. §§ 101 *et seq.* (the “Bankruptcy Code”), and Rules 7016, 7026 and 9006 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and upon the accompanying motion (the “Motion”), Irving H. Picard, Trustee, through his undersigned counsel, will move this Court at the United States Bankruptcy Courthouse at One Bowling Green, New York, New York, on **November 4, 2010 at 10:00 a.m.**, for entry of an order: (a) approving the Trustee’s proposed litigation case management procedures which will apply to the litigation of certain avoidance actions to be commenced by the Trustee that will seek, among other things, the avoidance and recovery of fictitious profits transferred by BLMIS prior to the filing date; and (b) amending the Global Protective Order.

**PLEASE TAKE FURTHER NOTICE** that written objections to the Motion must be filed with the Clerk of the United States Bankruptcy Court, One Bowling Green, New York, New York 10004 by no later than **4:00 p.m. on October 28, 2010** (with a courtesy copy delivered to the Chambers of the Honorable Burton R. Lifland) and must be served upon (a) Baker & Hostetler LLP, counsel for the Trustee, 45 Rockefeller Plaza, New York, New York 10111, Attn: Marc E. Hirschfield, Esq. and (b) the Securities Investor Protection Corporation, 805 Fifteenth Street, NW, Suite 800, Washington, DC 20005, Attn: Kevin H. Bell, Esq. Any objections must specifically state the interest that the objecting party has in these proceedings

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and the specific basis of any objection to the Motion.

Dated: New York, New York  
October 21, 2010

By: s/Marc E. Hirschfield  
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SIPA Liquidation of Bernard L. Madoff  
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